

3-9608-4233

STATE OF MISSISSIPPI
MUNICIPAL COURT
CITY OF WINONA

AFFIDAVIT

PERSONALLY appeared before me, the undersigned officer of said court Julia Ray / Jitney Junior / 407, who stated under oath that Willie Buster Hemphill, did, on or about the 21st day of August, 1996, unlawfully and willfully did willfully and unlawfully and feloniously take possession of (1) Bud or Bud Light Quarts value \$1.19 held by and offered or displayed for sale by Jitney Jr. on 407, a store with the intention and purpose of converting such merchandise to his own use without paying the merchant's stated price therefore within the City limits of Winona, Mississippi. In violation of Mississippi section cod. 97-23-93.

"Previously convicted of Shoplifting 1st off. on 12-10-92 Jeff Stop & Go, 12th offense Shoplifting on 08-03-94 Jr. Food Mart 407 Shoplifting 5th offense - 97-23-93

against the peace and dignity of the state and/or against the ordinances of City of Winona and within the corporate limits of said city.

Julia Ray
AFFIANT

SWORN TO AND SUBSCRIBED BEFORE ME, this the 22nd day of August, 1996.

Defendant may be released on bail upon making bail bond in the amount of \$ _____, conditioned upon appearance in court for arraignment on the 27th day of August, 1996, at 2:00 p.m. o'clock.

Marky Knight
Municipal Judge, Court Clerk,
Deputy Clerk

(SEAL)

CLERK'S OFFICE CRIMINAL DOCKET/MINUTE BOOK

DATE : DEC 17, 1996

the State Of Mississippi
Municipal Court
City Of Winona

Certificate Of Appearance
(Felony)

I certify that Willie J. Hemphill whose address is _____
was granted an initial appearance before
me on the _____ day of _____ 19____.

The following information was given to the defendant verbally
and a copy of this certificate was also given the said defendant
verbally and a copy of this certificate was also given the said
defendant.

To: Willie J. Hemphill (Buster) defendant:

1. CHARGE AND PENALTY. You have been charged with the following
felony crime (s) and if you are ultimately convicted you may be
sentenced to the penalty shown after the crime (s).

A.	CRIME	STATUTES	PENALTY
	<u>Shoplifting 3rd</u>	<u>97-23-93</u>	<u>\$100.00 and/or 5 years</u>
B.			
C.			

A copy of the complaint against you is attached to this certificate.

If your name and address as shown above are incorrect the error
should be pointed out to the Court or any officer of the Court in
which you appear.

2. RIGHT TO REMAIN SILENT. You are not required to speak and any
statements you make may be used against you.
3. RIGHT TO AN ATTORNEY. You have the right to the assistance of
counsel and if you are unable to afford counsel an attorney will be
appointed to represent you. An attorney to be appointed/ or hired.
4. RIGHT TO COMMUNICATION. You have the right to communicate with your
attorney family or friends and reasonable means will be provided by
the officer in charge of the jail to enable you to do so.
5. RIGHT TO PRELIMINARY HEARING. You have a right to a preliminary
hearing before a judicial officer of the charges made against you to
determine whether there is probable cause to believe that a crime has
been committed and that you committed it. If such probable cause
is found not to exist you will be discharged from custody. At any
such preliminary hearing you shall have the right to cross examine
any witnesses offered against you, compel the attendance of witnesses
in your own behalf by subpoena and offer any evidence in your own
behalf. A preliminary hearing will be held unless waived, in writing.
6. BAIL. You have/do not have a right to bail. Your bail corresponding
to the charges set forth in paragraph 1 above is

A. _____ B. _____ C. _____ D. _____

The Chief of Police or Assistant Chief must approve any bail bond.

7. COMMITMENT. You are hereby committed to jail to await the
Preliminary.

This _____ day of _____ 19 ____.

MUNICIPAL JUDGE

STATE OF MISSISSIPPI
ABSTRACT OF COURT RECORD

WINONA MUNICIPAL COURT

609 ~~South~~ LIBERTY STREET

WINONA, MS. 38967

PHONE NO. 601-283-1421

County Montgomery

AGENCY CODE 490.3

TICKET NO. _____

DEFENDANT

DRIVER'S LICENSE NUMBER _____

STATE MS

DATE OF BIRTH 09-10-71

NAME Willie J. (Buster) Yerphill RACE Black SEX Male

ADDRESS 612 Alice Rose

CITY Winona STATE MS ZIP CODE 38967

VEHICLE INFORMATION

REGISTRATION (TAG) NO. _____ STATE _____ YEAR _____

VEHICLE MODEL YEAR _____ MAKE _____ TYPE _____

VIOLATION

CHARGED WITH: Shoplifting 3rd % BAC _____

DATE OF VIOLATION: 08-21-86 COURT DATE 12-17-96 HWY. OR STREET _____

CHARGES WERE FILED BY: Julia Ray / Junior Food Mart BADGE NO. _____

DEFENDANT ENTERED A PLEA OF: _____

JUDGEMENT OF COURT: GUILTY

BY JUDGE: Donald Bond

REMARKS BY COURT: _____

DEFENDANT WAS FINED \$ _____ PLUS ASSESSMENTS OF \$ _____

SENTENCED TO: to pay fine

BAIL FORFEITED APPEALED

FINE PAID

I CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF MY COURT RECORD AS RECORDED IN:

DOCKET 3-9608-4233 PAGE _____

CASE _____

SIGNED D. Blaylock TITLE Court Clerk

3-9608-4233

DISPOSITION SHEET

(See Instructions Below)

RETURN

TO . . .

Winona Police Dept.

DEFENDANT'S NAME: LAST FIRST MIDDLE RACE SEX AGE DATE OF BIRTH

Lemphill Willie (Buster) Black Male

ARREST FILE NUMBER

OFFENSE DATE

08-21-96

OFFENSE NUMBER

WARRANT NUMBER

CAPIAS NUMBER

CHARGES FILED:

1. Shoplifting 3rd

2.

3.

PROSECUTOR: City Attorney County Attorney District Attorney

CAUSE NUMBER: 960-4233

PLEA: Nolo Contendere Not Guilty Guilty

SENTENCED IN:

TRIAL RESULT: Not Guilty Guilty DismissedNAME OF COURT: Winona Police Court
JUDGE (MAGISTRATE): Donald BoneCHARGES: SAME AS ABOVE REDUCED TO:

1. preliminary hearing 12-17-96

2.

3.

DISPOSITION(s) (If more than one, indicate for which charge.)

 NO BILLED

\$ _____ Fine and \$ _____ Costs

 CASE PRESENTED - PROSECUTION REFUSED

_____ Day(s) County Jail and \$ _____ & Costs

 DISMISSED AT TIME OF EXAMINING TRIAL

_____ Month(s) County Jail & \$ _____ & Costs

 DISMISSED BY STATE'S MOTION

_____ Month(s) Probation

 SENTENCED TO _____ YEARS IN (NAME OF INSTITUTION) _____
AND / OR \$ _____ FINE

_____ Year(s) Probation

 CONCURRENT WITH OTHER

_____ Month(s) Probation & \$ _____ & Costs

 CONSECUTIVE WITH OTHER

_____ Month(s) and Sentence Suspended

REMARKS: Bound over

_____ Year(s) and Sentence Suspended

DISPOSITION DATE:

SIGNATURE OF PERSON WRITING DISPOSITION

12-17-96

Donna Blaylock

INSTRUCTIONS

REASON FOR THIS FORM: The U. S. Supreme Court has ruled that unless a disposition is shown for an arrest and for the charge, then that arrest must be DELETED from the Subject's record and transcript.

OFFICER who files charges and prepares the necessary follow up report will PREPARE A DISPOSITION SHEET. The information requested in the upper portion is ESSENTIAL. It MUST be completed in detail.

OFFICER delivering the Offense Report and any Supplement Reports to the Prosecutor will make certain that a completed Disposition Sheet is included with the reports.

PROSECUTOR, for REASONS stated in paragraph one, is URGED to complete their portion of the form immediately after Court Disposition.